IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(***Special Original Jurisdiction***)

WEDNESDAY, THE TWENTY SEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

P R E S E N T

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO.9717 of 2005

Between:

Sri Sitarama Gas & General Traders, H.P.Gas Distributor, rep., by its Prop.S.Siva Sankara Rao, S/o Venkateswarlu, aged about 54 years, r/o Pedanandipadu, Guntur District.

..... PETITIONER

A N D

The District Supply Officer, Civil Supplies Department, Prakasam District, Ongole.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of mandamus or any other appropriate writ declaring the action of the respondent in issuing the proceedings of the in Rc.CS4/509/2003, dated 3-3-2005 in seeking to transfer the 'Rasoi Ghar L.P.G. Connections of my distributorship in Parchuru, Inkollu, Karamchedu and Yaddanapudi Mandals of Prakasam District in favour of another Distributor at Chirala and set-aside the same as arbitrary, illegal, in violation of principles of natural justice and beyond his jurisdiction.

Counsel for the Petitioner: MR.P.V.A.PADMANABHAM

Counsel for the Respondents: GP FOR CIVIL SUPPLIES

*The Court at the stage of admission made the following***:** (order follows 2nd page)

O R D E R :

This writ petition is filed to declare the action of the respondent in issuing the proceedings of the in Rc.CS4/509/2003, dated 3-3-2005 in seeking to transfer the 'Rasoi Ghar L.P.G. Connections of the petitioner's distributorship in Parchuru, Inkollu, Karamchedu and Yaddanapudi Mandals of Prakasam District in favour of another Distributor at Chirala and set-aside the same as arbitrary, illegal, in violation of principles of natural justice and beyond his jurisdiction.

When the writ petition is listed today under the caption 'for admission', the learned counsel for the petitioner seeks leave of this Court to withdraw this writ petition with a leave to avail such remedies as may be available to the petitioner in law. Leave is accordingly granted.

The writ petition is accordingly dismissed as withdrawn. It is needless to observe that if the petitioner avails any such remedy, the same shall be considered on its own merits uninfluenced by the dismissal of this writ petition. No costs.

APRIL27th, 2005. ----------

I S L. ELIPE DHARMA RAO , J.

To

1 The District Supply Officer, Civil Supplies Department, Prakasam District, Ongole.

2 One CC to Govt.Pleader for Civil Supplies, High Court Buildings, High Court of AP Hyderabad (OUT).

3 Two CD Copies.